

MENOMINEE TRIBAL LEGISLATURE – REGULAR
MAY 6, 2010
MENOMINEE TRIBAL OFFICE BOARD ROOM
KESHENA, WI 54135
3:30 P.M. (EXECUTIVE SESSION – MIGA BOARD ONLY)
5:00 P.M. (REGULAR AGENDA)

MEMBERS PRESENT:

Laurie A. Boivin, Tribal Chairwoman
Randal Chevalier
Lynnette A. Miller
Myrna Warrington – MTL at 5P.M.
Lisa S. Waukau – MTL at 5P.M.
Bruce J. Pecore
Kenneth A. Fish
David A. Miller – MTL at 5P.M.
Rebecca D. Alegria

MEMBERS ABSENT:

Myrna R. Warrington – *(Participated on MIGA Board)*
Lisa S. Waukau – *(Participated on MIGA Board)*

MIGA BOARD PRESENT:

Myrna R. Warrington, Chairman
Lisa S. Waukau
Richard Dodge
Joseph Richards
Gary Besaw

OTHERS PRESENT:

James Reiter, Casino Gen. Manager
Troy Sadler, Casino Accounting Supervisor
Jean Corn, Finance, Casino

1. Call to Order – Roll Call

Chairwoman Laurie Boivin called the regular meeting to order at 3:33 P.M. Roll call was taken with a quorum present.

MIGA Chairman Myrna Warrington called the MIGA Board to order at 3:35 P.M. Roll call was taken with a quorum present.

2. Menominee Prayer.

Chairwoman Boivin said the Menominee Prayer.

3. As per LRP 5.03 – EXECUTIVE SESSION: (C) Gaming – 1) MIGA Board.

MTL MOTION:

MOTION BY LYNNETTE MILLER TO GO INTO EXECUTIVE SESSION AS PER LRP 5.03. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 5 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 3 ABSENT (D. MILLER) AND (WARRINGTON & WAUKAU-PARTICIPATING ON MIGA BOARD).

PLEASE NOTE: The MIGA Board is still in session, but recessed from their meeting at the Casino to attend this meeting.

MIGA MOTION:

MOTION BY RICHARD DODGE TO GO INTO EXECUTIVE SESSION. SECOND WAS MADE BY GARY BESAW. THE MOTION CARRIED: 4 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

*****EXECUTIVE SESSION WAS NOT RECORDED*****

MOTION BY LYNNETTE MILLER TO COME OUT OF EXECUTIVE SESSION. SECOND WAS BY MADE BRUCE PECORE. THE MOTION CARRIED: 5 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 3 ABSENT (D. MILLER) AND (WARRINGTON & WAUKAU-PARTICIPATING ON MIGA BOARD).

PLEASE NOTE: The MIGA Board made a motion to come out of Executive Session and Adjourn.

4. Public Comment Period.

Tribal member Rosanna Schanandore requested to make a public comment regarding the Tribal School.

Tribal member Frieda Bergeon requested to make a public comment regarding the shortfall.

Tribal member Audrey O'Kimosh requested to make a public comment regarding employment.

Tribal member Marla Mahkimetas requested to make a public comment regarding Legislature ethics.

5. 1ST Consideration of Amendment to Ordinance No. 88-01, 96-11, & 03-12 – Canceling Residential Lease Requests to Tribal Members.

MOTION BY REBECCA ALEGRIA TO APPROVE 1ST CONSIDERATION OF AMENDMENT TO ORDINANCE NO. 88-01, 96-11, & 03-12 CANCELING RESIDENTIAL LEASE REQUESTS, AND MOVE IT TO PUBLIC HEARING ON MAY 20, 2010 AT 4:30 P.M. SECOND WAS BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

6. 1ST Consideration of Amendment to Ordinance No. 09-25 – Canceling Program Lease Request (Menominee Tribal Utilities).

MOTION BY LYNNETTE MILLER TO APPROVE AMENDMENT TO ORDINANCE NO. 09-25 1ST CONSIDERATION CANCELING PROGRAM LEASE REQUESTS, (MENOMINEE TRIBAL UTILITIES) AND MOVE IT TO PUBLIC HEARING ON MAY 20, 2010 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

7. 1ST Consideration of Ordinance No. 10-08 Residential Lease Requests to Tribal Members.

MOTION BY RANDAL CHEVALIER FOR 1ST CONSIDERATION OF ORDINANCE NO. 10-08 RESIDENTIAL LEASE REQUESTS, AND SEND TO PUBLIC HEARING ON MAY 20, 2010 AT 4:30 P.M. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

8. 1ST Consideration of Ordinance No. 10-09 Recreational Lease Requests to Tribal Members.

MOTION BY REBECCA ALEGRIA TO APPROVE 1ST CONSIDERATION OF ORDINANCE NO. 10-09 RECREATIONAL LEASE REQUESTS, AND MOVE TO PUBLIC HEARING ON MAY 20, 2010 AT 4:30 P.M. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

9. 1ST Consideration of Ordinance No. 10-10 Program Lease Request (Menominee Tribal Utilities).

MOTION BY REBECCA ALEGRIA FOR 1ST CONSIDERATION OF ORDINANCE NO. 10-10 PROGRAM LEASE REQUEST (MENOMINEE TRIBAL UTILITIES), AND SEND IT TO PUBLIC HEARING ON MAY 20, 2010 AT 4:30 P.M. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

10. 10-Day Waiver Request(s).

MOTION BY REBECCA ALEGRIA TO GRANT THE 10-DAY WAIVER REQUEST FOR KEARSON G. BOIVIN WHO WILL BE SELLING PROPERTY (LOCATED AT N3232 STH 47/55, NEOPIT, WI) TO KAREN BOWMAN-DILLENBURG, AND THAT THE TRIBE RETAINS OUR 10-DAY WAIVER RIGHTS. SECOND WAS MADE BY KENNETH FISH. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

11. Menominee Language and Culture Code Commission Recommendation of April 13, 2010 - Appointments to the Menominee Language & Culture Code Commission.

MOTION BY REBECCA ALEGRIA TO APPROVE THE RECOMMENDATION MADE AT THE MENOMINEE LANGUAGE AND CULTURE CODE COMMISSION OF APRIL 13, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE TO APPOINT MARGARET LAROCK MOTT AND ELIZABETH ARNOLD TO THE MENOMINEE LANGUAGE AND CULTURE CODE COMMISSION. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

12. Appointment to the College of Menominee Nation Board of Director's.

MOTION BY LYNNETTE MILLER TO RE-APPOINT VIRGINIA NUSKE BACK TO THE COLLEGE OF THE MENOMINEE NATION BOARD OF DIRECTORS FOR A SEVEN (7) YEAR TERM . (MAY 6, 2017) SECOND WAS MADE BY KENNETH A. FISH. THE MOTION CARRIED: 6 FOR, 0 OPPOSED, 2 ABSTENTIONS (CHEVALIER & WARRINGTON), AND 0 ABSENT.

PLEASE NOTE: Legislator Chevalier qualified his abstention as follows: "Only that I stepped out and didn't hear most of the discussion."

Legislator Warrington qualified her abstention as follows: "Place of employment."

13. Bid Recommendation for Go Around Road Construction.

MOTION BY REBECCA ALEGRIA TO APPROVE THE RECOMMENDATION OF THE BID EVALUATION TEAM TO AWARD THE GO AROUND ROAD CONSTRUCTION PROJECT TO MUSSON BROTHERS, INC. FOR \$893,694.00 AS BID, AND TO MANDATE THE MUSSON BROTHERS, INC. TO UTILIZE THREE NATIVE AMERICAN SUBCONTRACTORS (TWO MENOMINEE-OWNED), TWO NATIVE AMERICAN EMPLOYEES (ONE MENOMINEE), NORTHEAST ASPHALT WHO HAS FOUR NATIVE AMERICAN EMPLOYEES (TWO MENOMINEE), AND HIRE TWO MENOMINEE FROM THE COLLEGE OF MENOMINEE NATION TRANS COORDINATOR FOR FLAG PERSONS AND ANY OTHER QUALIFIED OPENINGS. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

14. Management Teams Recommendations on FY' 2010 Cost Containment Measures.

Chairwoman Boivin requested MTL to consider suspending the agenda and moving agenda item number 24 up before the Management Team's recommendations, because "Other Business" would make Management Team's recommendations moot.

MOTION BY MYRNA WARRINGTON TO SUSPEND THE AGENDA AND MOVE ITEM NUMBER 14 UP BEFORE ITEM NUMBER 24 "OTHER BUSINESS." SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

24. Other Business – Matters of an Immediate Nature that Cannot Wait Until the Next Meeting.

MOTION BY BRUCE PECORE TO ENTERTAIN THE FOLLOWING UNDER “OTHER BUSINESS – MATTERS OF AN IMMEDIATE NATURE THAT CANNOT WAIT UNTIL THE NEXT MEETING:” – 1) BID RECOMMENDATION FOR HOUSING DEPARTMENT’S MOLD REMEDIATION PROJECT; 2) BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010, i) RECOMMEND MTL TO APPROVE OPTION B; ii) RECOMMEND MTL TO APPROVE A REDUCED WORK WEEK; iii) RECOMMEND MTL THAT EMPLOYEES FLEX THEIR WORK SCHEDULES; iv) RECOMMEND MTL TO APPROVE COMPENSATORY TIME TO BE BANKED; AND; v) RECOMMEND MTL TO AUTHORIZE DEPARTMENTS EXEMPT TO CONSIDER A FOUR (4) DAY WORK WEEK; 3) ECONOMIC DEVELOPMENT TASK FORCE OF MAY 3, 2010 NUMBER 1 & 2 IN EXECUTIVE SESSION AND NUMBER 3 IN OPEN SESSION; 4) ADD ANOTHER LEGISLATOR TO THE MENOMINEE NATION CONTEST POW-WOW BOARD (ORDINANCE NO. 07-03); & 5) SENATOR RUSS FEINGOLD’S LISTENING SESSION ON MAY 8, 2010. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

1) Bid Recommendation for Housing Department’s Mold Remediation Project;

MOTION BY REBECCA ALEGRIA TO APPROVE THE RECOMMENDATION OF THE BID EVALUATION TEAM TO AWARD THE HOUSING MOLD REMEDIATION PROJECT FOR 100 HOMES TO DECKER LUMBER AND SUPPLY, INC. FOR \$696,000 AS BID, AND DECKER LUMBER WILL HIRE NO LESS THAN 15% OR A MINIMUM OF FOUR MENOMINEE FROM THE COLLEGE TRANS PROGRAM, OR ANY OTHER QUALIFIED MENOMINEE BUILDERS, CONTRACTORS, OR WORKERS FOR THIS PROJECT. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

2) Budget and Finance Committee of May 4, 2010.

i. Recommend MTL to approve Option B;

MOTION BY LISA WAUKAU TO CONCUR WITH THE BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE THAT WE GO WITH OPTION B, WHICH IS THE FOUR (4) MONTH HEALTHCARE REDUCED RATE STARTING JUNE 1, 2010. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND, 0 ABSENT.

PLEASE NOTE: Legislator Chevalier stepped out of the meeting at 6:40 p.m.

ii. Recommend MTL to approve a reduced work week;

MOTION BY LISA WAUKAU THAT DEPARTMENTS REDUCE THEIR HOURS OF OPERATION TO FOUR DAYS A WEEK, 36 HOURS A PER WEEK, BEGINNING SUNDAY, MAY 30, 2010, AND ENDING ON SATURDAY, OCTOBER 2, 2010, WITH A CORRESPONDING REDUCTION IN WAGES AND SALARY; PROVIDED THAT, SUCH REDUCTION IN THE WORKWEEK WILL NOT APPLY TO LAW ENFORCEMENT, AGING/CBRF AND MEAL SITES, MAEHNOWESEKIYAH WELLNESS CENTER, AND DOMESTIC VIOLENCE SHELTER, HOUSING, MENOMINEE TRIBAL SCHOOL, AND ANY OTHER DEPARTMENT OR PROGRAM EXEMPTED BY THE MANAGEMENT TEAM; PROVIDED FURTHER THAT, THE REDUCED WORK WEEK AND CORRESPONDING REDUCTION IN WAGES AND SALARY SHALL APPLY TO ADMINISTRATIVE PERSONNEL OF ANY DEPARTMENT OR PROGRAM GENERALLY EXEMPTED FROM THE REDUCED WORKWEEK. SECOND WAS MADE BY BRUCE PECORE.

Legislator’s questioned the estimated saving of \$175,000 with this plan, and why the Chairman’s Office was not a part of the plan to be exempt from the budget cuts as those mentioned in the motion, because the Tribe needs to function as a government, and staff would be missing a percentage of the time. It was mentioned that never in the history of the Tribe did the Legislature ever close down services to our Tribal membership. In addition, they don’t

believe by shutting down the building will save the Tribe on operational costs, and requested that our membership be able to get in touch with the Chairman in case of emergencies when the Chairman's Office is closed on Friday's.

Legislator's also questioned why Administration did not notify the Legislature of these budget cuts and crisis situations before now, and why the Legislature is kept in the dark of decisions on making these kinds of recommendations before it comes to the full Body for approval. In addition, MTL questioned why they never get to see any detailed information regarding the budgets before it goes to the Budget and Finance Committee for recommendation to the full Legislature.

Chairwoman Boivin stated that the Chairman's Office will remain exempt from the budget cuts, and Friday's the Chairman's Office will remain closed according to this motion. She also informed MTL that she will continue to work on Friday's from home, and she will make herself available to the membership 24/7 in order to help with the savings to the Tribe. She stated her information is listed in the phone book, Tribal members have her email address, and she will take the same reduction that employee's will be taking. She also stated she would inform the membership of this in her next Chairman's notes.

THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (CHEVALIER).

Honorable Chief Justice Grochowski informed the Legislature that they need to be cognizant of the budget cuts and how that would affect the Tribal Judicial System, because individuals can legally only be held in the Tribal Jail for only 36 hours, and they have to be released. The only way someone could be held longer than 36 hours is if they were picked up on bench warrants. She questioned how the Tribal Judicial System could operate legally with the proposed budget cuts, and release prisoners when they are supposed to be released?

Administrative Service Manager, Jeremy Weso stated that the MTL could provide an exemption to the Tribal Judicial System by motion.

MOTION BY KENNETH FISH THAT THE TRIBAL COURTS BE EXEMPT FROM THE FOUR DAY WORK WEEK, AND THAT THEY HAVE THE ABILITY TO SET THE 36 HOURS IN A FIVE DAY WORK WEEK. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (CHEVALIER).

PLEASE NOTE: Legislator Chevalier returned at 6:53 p.m.

iii. Recommend MTL that employees flex their work schedules;

MOTION BY LISA WAUKAU TO CONCUR WITH THE BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE THAT ALL EMPLOYEES SUBJECT TO THE REDUCED WORK WEEK FLEX THEIR SCHEDULES IN SUCH A WAY SO THAT THEY DO NOT WORK BEYOND 36 – HOURS EACH WEEK, AND DO NOT WORK ON FRIDAY'S. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

iv. Recommend MTL to approve compensatory time to be banked; and

MOTION BY LISA WAUKAU TO CONCUR WITH THE BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE THAT COMPENSATORY TIME BE BANKED IN LIEU OF OVERTIME PAYMENTS, UNLESS PROVIDED BY THE MANAGEMENT TEAM. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

The MTL and Tribal members continued discussing the budget cuts and who should be held accountable for the budget crisis that the Tribe is currently experiencing. Tribal members in attendance also expressed their outrage due to the budget cuts that keep on transpiring year after year as well did Legislator's.

Chairwoman Boivin reassured everyone in attendance that the budget cuts would not affect any of the services available to Tribal members, and the Tribal Clinic would remain open five (5) days a week so that healthcare services would not be affecting our Tribal members.

- v. **Recommend MTL to authorize departments exempt to consider a four (4) day work week.**

MOTION BY LISA WAUKAU TO CONCUR WITH THE BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010 TO RECOMMEND TO THE LEGISLATURE THAT IT AUTHORIZE DEPARTMENTS EXEMPT FROM THE REDUCED WORK WEEK SCHEDULE TO CONSIDER A 4 DAY, NINE (9) OR TEN (10) HOUR WORK WEEK FOR THE PERIOD BEGINNING JUNE 1, 2010. NO SECOND NECESSARY. *THE MOTION IS DEFEATED*: 0 FOR, 8 OPPOSED (PECORE, WAUKAU, WARRINGTON, L. MILLER, CHEVALIER, ALEGRIA, D. MILLER, & FISH), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: All Legislator's did not qualify their oppositions.

The motion was defeated, because MTL wanted those departments/offices exempt from the budget cuts to begin their nine (9) or ten (10) hour work week as everyone else on May 30, 2010.

MOTION BY LISA WAUKAU THAT THE TRIBAL LEGISLATURE AUTHORIZE DEPARTMENTS EXEMPT FROM THE REDUCED WORK WEEK SCHEDULE TO CONSIDER A 4 DAY, NINE (9) OR TEN (10) HOUR WORK WEEK FOR THE PERIOD BEGINNING SUNDAY, MAY 30, 2010 AND ENDING OCTOBER 2, 2010. SECOND WAS BY MADE BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Legislator Waukau requested to comment for the record that the Budget and Finance Committee is the most difficult Committee to serve on, especially at this time. It has three (3) Tribal Legislator's assigned to it, and many of the people sitting around this horseshoe have all the information, and she thanked those that were sitting around this horseshoe.

Legislator Chevalier requested to qualify his vote for the record that the Legislature was assured by the Chairwoman that if the general public had emergencies that those would still be handled.

3) Economic Development Task Force of May 3, 2010 number 1& 2 in Executive Session & number 3 in open Session;

- i) **Economic Development Task Force of May 3, 2010 will be held in Executive Session;**

This agenda item will be taken up in Executive Session.

- ii) **Economic Development Task Force of May 3, 2010 will be held in Executive Session; and**

This agenda item will be taken up in Executive Session.

- iii) **Economic Development Task Force of May 3, 2010**

MOTION BY LISA WAUKAU TO CONCUR WITH THE ECONOMIC DEVELOPMENT TASK FORCE OF MAY 3, 2010 TO TURN THE TRANSIT BUILDING OVER TO COMMUNITY DEVELOPMENT FOR THE SHORT TERM (MEANING UP TO 7 YEARS) DUE TO THE MTE RESPONSE. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

4) Add another Legislator to the Menominee Nation Contest Pow-wow Board (Ordinance No. 07-03); &

MOTION BY MYRNA WARRINGTON TO APPOINT LEGISLATOR RANDAL CHEVALIER TO THE POW-WOW BOARD. (ORDINANCE NO. 07-03) SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

5) Senator Russ Feingold's Listening Session on May 8, 2010.

Legislator's provided topics of discussion for Senator Russ Feingold's Listening Session that Legislator Chevalier should ask the Senator. MTL members also questioned the time on task for any Legislator to attend the Listening Session, so Legislator Fish and Pecore agreed to volunteer their time and that only Legislator Chevalier be allowed time on task.

MOTION BY KENNETH FISH THAT TIME ON TASK BE ALLOWED FOR LEGISLATOR CHEVALIER, AND LEGISLATOR FISH AND PECORE ARE VOLUNTEERING THEIR TIME TO ATTEND THE RUSS FEINGOLD LISTENING SESSION ON MAY 8, 2010. (MISD – 10:00 A.M.) SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION BY MYRNA WARRINGTON THAT WE GO ON WITH THE REGULAR AGENDA. (GO PAST 9:00 P.M. RULE TO GO INTO EXECUTIVE SESSION). SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 5 FOR, 3 OPPOSED (WAUKAU, FISH, & ALEGRIA), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Waukau qualified her opposition as follows: *"We have some very important issues that we need to discuss, and we're not going to get to these important issues until after 10:00 P.M."*

Legislator Fish qualified his opposition as follows: *"Same here, we started at 3:30 P.M., and again we're going to be going until midnight, and we're going to start being silly; especially tomorrow."*

Legislator Alegria did not qualify her opposition.

MOTION BY LISA WAUKAU THAT WE RECONSIDER THE PREVIOUS MOTION TO GO PAST THE 9:00 P.M. RULE. SECOND WAS BY RANDAL CHEVALIER. THE MOTION CARRIED: 7 FOR, 1 OPPOSED (WARRINGTON), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Warrington qualified her opposition as follows: *"I think we need to continue so we can get business done."*

14. Management Teams Recommendations on FY' 2010 Cost Containment Measures.

Chairwoman Boivin informed MTL that there was only one more recommendation remaining under agenda item 14, that the Legislature consider cuts in their meeting payments, mileage, and time on task as well.

MOTION BY MYRNA WARRINGTON THAT WE APPROVE THOSE CUTBACKS FOR THE LEGISLATOR'S AND NO ADDITIONAL PAYMENTS AFTER 10:00 P.M.; SPECIAL MEETINGS PAYMENTS REDUCED BY \$50; COMMITTEE MEETINGS PAYMENTS BE REDUCED BY \$25; MILEAGE PAID TO AND FROM REGULAR, SPECIAL, AND COMMITTEE MEETINGS AS WELL AS TIME ON TASK TRAVEL MILEAGE BE REDUCED FROM .50 TO .30; AND REDUCING TIME ON TASK FROM 12 HOURS TO 8 HOURS BEGINNING MAY 30, 2010 TO OCTOBER 2, 2010. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

15. MIGA Revised Revenue Projection for FY' 2010.

MIGA Chair Legislator Warrington updated the MTL on the proposed revised revenue projections for FY' 2010. She stated that the Casino has been meeting with their Director's and Manager's to get their costs down as much as possible without services being affected to the customers. They were asked to follow the same cost containment measures that have been implemented by the Tribe's Management Team. Nevertheless, the line employees will remain the same as is in order to maintain the service provisions. The MIGA projected \$8.2 million to the Tribe for FY' 2010, with an additional \$200,000 designated to the Menominee Tribal School and Menominee County. Therefore, the MIGA Board motioned to approve the revised 2010 Revenue Projection as presented.

33. As per LRP 5.03 – EXECUTIVE SESSION: (A) Legal; - 1) Consultant Updates Regarding Design Agreement; 2) Department of Transit Audit; 3) Reaffirm Poll Vote for Property Purchase; & 4) Contract for Joseph A. Strohl; (B) Personnel; & (C) Gaming; - 1) Reconsideration of April 15, 2010 Motion; & 2) Kenosha Updates.

MOTION BY LISA WAUKAU THAT WE GO INTO EXECUTIVE SESSION AND THAT WE TAKE UP THE REST OF THE AGENDA ON MONDAY AT 5:00 P.M.. SECOND WAS BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 1 OPPOSED (PECORE), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Pecore qualified his opposition as follows: *"I'm opposed because I'm not going to be here on Monday."*

*****EXECUTIVE SESSION WAS NOT RECORDED*****

MOTION BY LYNNETTE MILLER TO COME OUT OF EXECUTIVE SESSION. SECOND WAS BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

24. (3) Economic Development Task Force of May 3, 2010 Number 1 in Executive Session.

MOTION BY LISA WAUKAU TO CONCUR WITH THE ECONOMIC DEVELOPMENT TASK FORCE OF MAY 3, 2010 TO RECOMMEND TO THE TRIBE TO PUT A GROCERY STORE PROJECT OUT FOR BID FOR DESIGN BUILD PROJECT USING GROCERY STORE SPECIFICATIONS AND ALSO USING THE TRIBE'S PROCUREMENT POLICY AND PROCEDURES. NO SECOND NECESSARY. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (PECORE), AND 0 ABSENT.

PLEASE NOTE: Legislator Pecore qualified his abstention as follows: *"I abstained, because I was not a part of this discussion."*

24. (3) Economic Development Task Force of May 3, 2010 Number 2 in Executive Session.

MOTION BY LISA WAUKAU TO HAVE A SPECIAL LEGISLATIVE MEETING ON WEDNESDAY, MAY 26, 2010 AT 5:30 P.M. IN EXECUTIVE SESSION TO MEET WITH THE ECONOMIC DEVELOPMENT CONSULTANT REGARDING THE EVP PHASE I PRESENTATION. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

3. As per LRP 5.03 – EXECUTIVE SESSION: (C) Gaming – 1) MIGA Board.

MOTION BY LISA WAUKAU TO CONCUR WITH THE BUDGET AND FINANCE COMMITTEE OF MAY 4, 2010 TO RECOMMEND TO THE LEGISLATURE THAT THEY ASK THE MIGA BOARD TO SUBMIT AN APPLICATION TO THE BIA LOAN INTEREST SUBSIDY PROGRAM AT THE EARLIEST POSSIBLE TIME SO THAT THE MIGA BOARD CAN PURSUE THIS ON THE HOTEL LOAN. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

33. (C) (1) Reconsideration of April 15, 2010 Motion.

PROPRIETARY MOTION BY REBECCA ALEGRIA. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

29. Travel Authorization Requests; & Report Recommendations.

MOTION BY RANDAL CHEVALIER TO AUTHORIZE TRAVEL FOR CHAIRWOMAN LAURIE BOIVIN AND ATTORNEY JOHN WILHELMI ON MAY 7, 2010 TO MADISON, WI; AND ALSO ON MAY 13, 2010 IN ODANAH, WI FOR THE GREAT LAKES INTER-TRIBAL COUNCIL. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

33. As per LRP 5.03 – EXECUTIVE SESSION:

MOTION BY RANDAL CHEVALIER THAT WE SET A SPECIAL MEETING WITH THE COUNTY BOARD ON MAY 26, 2010 AT 7:00 P.M. SECOND WAS BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Meeting Adjourned at 10:30 P.M.

Respectively submitted by,



Debra A. Bowman, Recorder/Transcriber
EXECUTIVE SECRETARY, CHAIRMAN'S OFFICE